

The Honorable Benjamin Settle

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA**

CLYDE RAY SPENCER, MATTHEW
RAY SPENCER, and KATHRYN E.
TETZ,

Plaintiffs,

v.

FORMER DEPUTY PROSECUTING
ATTORNEY FOR CLARK COUNTY
JAMES M. PETERS, DETECTIVE
SHARON KRAUSE, SERGEANT
MICHAEL DAVIDSON, CLARK
COUNTY PROSECUTOR'S OFFICE,
CLARK COUNTY SHERIFF'S
OFFICE, THE COUNTY OF CLARK
and JOHN DOES ONE THROUGH
TEN,

Defendants.

NO. C11-5424BHS

ORDER DENYING MOTION OF
PLAINTIFF TO STRIKE REPORTS OF
REBECCA ROE AND PATTY TOTH
(PROPOSED)

NOTED FOR: DECEMBER 7, 2012

This matter having come on duly and regularly for hearing this 7th day of December 2012 upon the motion of plaintiff to strike the reports of Rebecca Roe and Patty Toth. The court having reviewed the files and records herein and being fully advised in the premises, it is now therefore Ordered Adjudged and Decreed as follows: (1) The motion to strike the report of Patty Toth is granted because defendants have withdrawn her as an expert; (2) The motion to strike the report of Rebecca Roe is denied.

DONE in open court this ____day of December 2012.

JUDGE

Presented by:

ROBERT M. McKenna
Attorney General

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CERTIFICATE OF SERVICE

I hereby certify that on this 3rd of December, 2012, I caused to be electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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